REGISTER OF CLASSIFICATION DECISIONS

Date of Entry in Register:	21 July 1995
Name of Applicant/Court:	Comptroller of Customs
Applicant to the Labelling Body:	Not Applicable
Title of Publication:	Top Secret
Other Known Titles:	Not Stated
Director:	Barbara Behr
Producer:	Barbara Behr
Publisher:	Not Applicable
Author:	Not Applicable
Medium:	Video Recording
Format:	VHS/PAL
Country of Origin:	USA
Language:	English

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Components of film originally examined:

Feature:	Top Secret	Running time:	55:02
Trailers:	Nil	Running time:	
		Running time:	
		Running time:	
		Running time:	
		Running time:	
		Total Running Time:	55:02

Excision/Alteration: No

Reason(s) for Excision:

Not Applicable.

… Please turn over

OFLC Ref: 000878

Classification Decision:

Objectionable.

Display conditions:

Not Applicable.

Descriptive Note:

Not Applicable.

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Direction to issue a label has not been given.

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SUMMARY OF THE REASONS FOR DECISION:

The video recording promotes and supports both the use of violence to compel a person to submit to sexual conduct and acts of torture and the infliction of extreme violence or extreme cruelty. These images are presented as an imitation of bondage and discipline activity. This activity involves women being bound, gagged and otherwise forcibly restrained, being slapped and whipped on the buttocks by men, and violence being used to force a woman to submit to sexual conduct.

In regard to the submission of the importer it is noted that the recording is for personal use only and not intended for commercial use.

In considering the New Zealand Bill of Rights Act 1990 (NZBR Act), it is noted that the right of the importer to receive this information (s.14 of the NZBR Act) is subject to such reasonable limits prescribed by law as can be demonstrably justified in a free and democratic society (s.5 of the NZBR Act). Given that the video recording promotes and supports both the use of violence to compel a person to submit to sexual conduct and acts of torture and the infliction of extreme violence and extreme cruelty under s.3(2)(b) and s.3(2)(f) of the Films, Videos, and Publications Classification Act 1993, it is considered that the availability of the publication is likely to be injurious to the public good. The video recording is therefore classified as objectionable.